



Express Mail No. EV 346 812 471 US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: H. SUSMAN

Confirmation No. 7066

Application No.: 10/716,898

Group Art Unit: 3672

Filing Date: November 18, 2003

Examiner: F. Tsay

For: DOWNHOLE TOOL

Atty. Docket No.: 85170-5000

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

In the office action dated August 4, 2004, a restriction requirement under 35 U.S.C. 121 was issued, which required an election between the following species: Species 1 of Figures 4A-4D; Species 2 of Figure 8; Species 3 of Figures 9-15; and Species 4 of Figures 16-18. In response, applicant hereby elects Species I for prosecution at this time and notes that claims 1-22, 25-23, 34-37 and 41-63 read on the elected species.

Applicant understands that the restriction of species is for the purpose of facilitating the Examiner's search. Thus, if a generic claim 1 is allowed, then any dependent claim that is consistent with the generic claim 1 will also be allowed.

A petition for an extension of time is enclosed.

Date: _____

1/21/05

Respectfully submitted,


Allan A. Fanucci (Reg. No. 30,256)

WINSTON & STRAWN
CUSTOMER NO. 28765
(212) 294-3311